

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Allegation of corruption against Sri Guguloth Shanker, Village Revenue Officer, Bollikunta Village, Sangem Mandal of Warangal District – Sanction for Prosecution - Orders – Issued.

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REVENUE(VIG.VII)DEPARTMENT

G.O.Ms.No. 1094

Dt.21-10-2009

Read:

- 1) G.O.Ms.No.947, Revenue(Vig.VII) Department, dt.05-09-2009.
- 2) From the DG, A.C.B., A.P., Hyderabad Lr.Rc.No.71/RCT-WWL/2008, dt.24-09-2009.

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ORDER

1. Whereas, Sri Guguloth Shanker worked as Village Revenue Officer, Bollikunta village, Sangem Mandal, Warangal district joined Government service on 05-08-1998 and by virtue of the post held by him he falls under the category of Public Servant as defined under section 2(c) of the Prevention of Corruption Act, 1988;

2. And whereas, it is alleged that Sri Kusu Bhadraiah S/o Raghavaiah Occu: Agriculture, came to the office of the Deputy Superintendent of Police, Anti Corruption Bureau, Warangal Range, Warangal on 29-3-2008 and lodged a written complaint in telugu stating that he purchased one acre dry land bearing Survey No.83/C, situated at the outskirts of Bollikunta village from his villager by name Alla Chinna Kotaiah S/o Panaiah through a registered Sale Deed in the year 1983 and since then the said land is in his possession and he has been cultivating the same. One Shanker, Village Revenue Officer, Bollikunta village had taken an application from him when he approached him for obtaining the pattadar pass book in his name for the said land about 10 months back. The Village Revenue Officer Sri G.Shankar showed the pattadar pass book prepared by him and demanded an amount of Rs.1,000/- for releasing the said pattadar pass book about 4 months prior to his complaint to the ACB. Whenever Sri Kusu Bhadraiah requested for release of his pattadar pass book and the title deed, Sri G.Shankar, Village Revenue Officer reiterated his earlier demand of Rs.1,000/- as bribe and he was made to move around him. Finally on 29-3-2008 at about 11.30 hrs, when he met the said Sri G.Shankar, Village Revenue Officer at his house at Santhoshnagar, Hanamkonda and requested for release of his pattadar pass book and title deed, he(Village Revenue Officer) informed that unless the amount is paid to him, he would not hand over pattadar pass book to him and further directed him to come back with money and meet him within one or two days at his house for his work to be completed. Though he expressed his inability to pay the demanded bribe amount Sri Guguloth Shanker did not heed to his request and reiterated his demand. As there is no other

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alternative, Sri Kusu Bhadraiah unwillingly agreed to pay the bribe amount to Sri G.Shankar, Village Revenue Officer and preferred a report with the Inspector of Police, Anti-Corruption Bureau, Warangal Range, Warangal and requested to take necessary action against Sri Guguloth Shankar, Village Revenue Officer, Bollikunta Village, Sangem Mandal of Warangal District;

3. And whereas, the Inspector of Police, Anti Corruption Bureau, Warangal Range, Warangal registered a case in Crime No.5/ACB-WRL/2008 under section 7 of the Prevention of Corruption Act, 1988 on 1.4.2008 after due verification and took up investigation;

4. And whereas on 1.4.2008 at about 7.30 A.M when Sri K.Bhadraiah met Sri G.Shankar, Village Revenue Officer at his house then Sri Guguloth Shanker demanded and accepted Rs.1,000/- towards illegal gratification other than legal remuneration with his left hand and secreted the same in the diary and kept the same on his table. Then Sri Kusu Bhadraiah came out of the house of the said Sri G.Shankar and gave the pre-arranged signal. The Inspector of Police, Anti Corruption Bureau, Warangal Range, Warangal conducted Phenolphthalein test on both hand fingers of Sri G.Shankar and the test conducted on his left hand fingers yielded positive result and right hand fingers remained colourless. The tainted amount was recovered from the diary kept on the table at the instance of Sri G.Shankar and the pages which have come in contact with the tainted currency notes when subjected to Phenolphthalein test with the help of cotton swabs also yielded positive result. The Inspector of Police, Anti Corruption Bureau, Warangal Range seized the tainted amount of Rs.1,000/-, resultant solutions, concerned records and other connected material for further investigation;

5. And whereas, the above said acts of Sri Guguloth Shankar, Village Revenue Officer, Bollikunta Village, Sangem Mandal, Warangal District constitute offences punishable under sections 7, 13 (1)(d) read with section 13(2) of the Prevention of Corruption Act, 1988.

6. And whereas, the Government of Andhra Pradesh being the competent authority to remove the said Sri G.Shankar, Village Revenue Officer, Bollikunta village, Sangem Mandal, Warangal District from the Government service and after fully and carefully examining the material i.e. FIR, Mediator Report-I, Mediator Report-II & documents collected during the course of investigation placed before them in respect of the above said allegations and having regard to the facts and circumstances of the case, consider that Sri Guguloth Shankar, Village Revenue Officer should be prosecuted in a competent Court of Law for the aforesaid offences.

7. And whereas, the Director General , Anti Corruption Bureau in his letter at second read above has requested for rectification of certain defects in the prosecution sanction order issued by the Government in the order first read above.

8. Now, therefore, in exercise of the powers conferred under clause(b) of sub-section(1) of section 19 of the Prevention of Corruption Act 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord revised sanction for the prosecution of Sri Guguloth Shankar, Village Revenue Officer, Bollikunta Village, Sangem Mandal, Warangal District for the above said

offences punishable under section 7 and 13(2) read with section 13(1)(d) of the Prevention of Corruption Act, 1988 and any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Director General  
Anti Corruption Bureau  
Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER